

Petition Approval Timeline for a New Charter School

Pursuant to IDAPA 08.02.04
State Board of Education rule

This documents is written as a series of decisions. Do not read it from page 1 to page 11. You must follow the directions in the text boxes to know which page to go to after each decision has been made.

This is only an outline of steps and the timeline. Both petitioners and authorizers MUST read and understand Idaho Code 33-5205 and IDAPA 08.02.04 SubSections 204 through 206.

As of September, 2006

Six (6) copies of petition submitted to Department of Education for Sufficiency Review. IDAPA 08.02.04.200.03

30 days for review – written findings and recommendations returned to petitioners.

Petitioners may update the petition based on the Sufficiency Review and then submit to local school district's Board of Trustees (the authorized chartering entity).

Undetermined amount of days, dependent on petitioners.

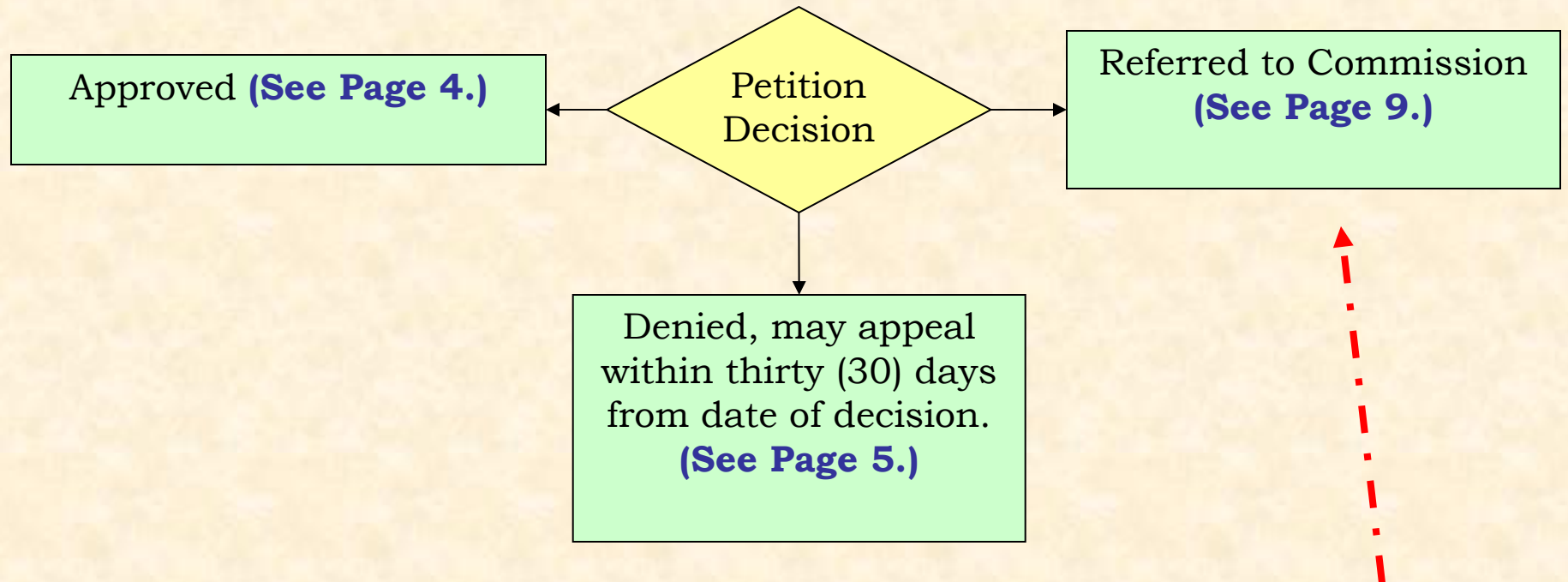
The authorized chartering entity (ACE) receives petition to establish a new charter school and copy of Sufficiency Review at a board of trustees meeting (**by September 1st**). Idaho Code 33-5205(1)(b)

60 days after petition submission

READ IDAPA 08.02.04 204-206!!!

The ACE holds meeting open to the public for the purpose of considering the merits of the petition, as well as the level of employee and parental support for the proposed public charter school.

60 days after public hearing to make a decision; may be extended an additional 60 days if the ACE requests changes be made to petition or if the ACE and petitioners mutually agree to extend the deadline for further review.

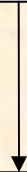


NOTE: The petitioners may choose to withdraw their petition from the local school district and submit to the Commission, if, within 30 days after the initial submission , the parties have not reached mutual agreement on the provisions of the charter, after a **reasonable good faith effort**. IDAPA 08.02.04.206.02-03

Charter approved by Authorized Chartering Entity



The ACE approves and board chair signs petition to be submitted to the State Board of Education.



State Board of Education (SBOE) assigns a number based on chronological order in which petition is received in accordance with Idaho Code 33-5203.



If one of the first six (6) to be approved statewide and first in school district for that year, the charter school becomes official to open the following school year.

Petition Denied by ACE

**Must appeal within thirty (30)
days from date of decision**

Appeal to State Superintendent of Public Instruction who shall select a Hearing Officer to review the action of the ACE.

**30 days after appeal
submission**

Hearing Officer shall conduct a public hearing to review the decision.

**10 days after
hearing**

Hearing Officer shall issue a recommendation to the Department, the ACE, and the appellants.

**30 days from receipt
of recommendation**

The ACE shall hold a public hearing to review recommendations.

↓
10 days after hearing
↓

The ACE shall
either affirm or
reverse its initial
decision.

The ACE affirms its initial
decision and denies the
establishment of the new
charter school. **(See Page 7.)**

The ACE reverses its initial
decision and the charter shall be
approved, and there shall be no
further appeal. **(See Page 4.)**

The ACE affirms its initial decision and denies the establishment of the new charter school.

21 days after decision

Petitioners may appeal to the State Board of Education (SBOE).

**No later than 60 days
from receipt of appeal**

A public hearing shall be conducted by an appointed charter appeal committee, a public hearing officer, or the SBOE. Purpose of the meeting is to review the final decision of the ACE.

The SBOE shall consider the material from the public hearing at its next regular meeting and either approve the petition, remand it back to the ACE, redirect it to another ACE, or deny it. Decision is final.

If SBOE **remands** or **redirects** the petition, the process starts all over minus the sufficiency review.

If SBOE **denies** the petition, there are no more appeals.

If the SBOE **approves** the petition, the charter will operate under the jurisdiction of the Charter School Commission and will continue through the process as if originally approved. **(See Page 4.)**

A board of trustees of a local school district refers the petition for consideration to the Charter School Commission (the authorized chartering entity (unless withdrawn by petitioners as mentioned in the NOTE on previous slide.

Petitioners are notified promptly of this referral. The board of trustees of the local school district promptly forward the petition to the Commission.

Petitioners may update the petition and then resubmit to Commission.

**Undetermined amount of days,
dependent on petitioners**

The Commission (ACE) reviews petition to establish a new charter school and a copy of the Sufficiency Review.

**30 days after petition
submission**

The ACE holds meeting open to the public for the purpose of considering the merits of the petition, as well as the level of employee and parental support for the proposed public charter school.

**30 days after petition
submission**

The ACE holds meeting open to the public for the purpose of considering the merits of the petition, as well as the level of employee and parental support for the proposed public charter school.

The ACE has 60 days after receipt of petition to make a decision; may be extended an additional 60 days if the ACE requests changes be made to petition or if the ACE and petitioners mutually agree to extend the deadline for further review.

Approved **(See Page 4.)**

Petition
Decision

Denied, must appeal
within thirty (30) days
from date of decision.
(See Page 5.)